

CITY COUNCIL MINUTES**May 9, 2011****REGULAR SESSION**

The Regular Session of the Auburn City Council was held in the Council Chambers, City Hall, 1225 Lincoln Way, Auburn, California on Monday, May 9, 2011 at 6:00 p.m. with Mayor Kirby presiding and City Clerk Joseph G.R. Labrie recording the minutes.

CALL TO ORDER**PLEDGE OF ALLEGIANCE****ROLL CALL:**

Council Members Present: Bridget Powers, Kevin Hanley, Keith Nesbitt, Bill Kirby

Council Members Absent: J. M. "Mike" Holmes

Staff Members Present: City Manager Robert Richardson, City Attorney Michael Colantuono, Fire Chief Mark D'Ambrogi, Transit Analyst Megan Siren, Administrative Services Director Andy Heath and Police Captain John Ruffcorn.

MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/ANNOUNCEMENTS

Mayor Kirby presented Placer Land Trust and Nature Center and May is Bike Month Proclamations.

Mayor Kirby and Council Member Nesbitt recognized members of the local organizing committee for the Amgen Tour of California stage start this May.

AGENDA APPROVAL

The agenda was approved as presented by consensus of the Council.

CONSENT CALENDAR**1. Warrants**

By **RESOLUTION 11-49**, ratify and approve payment of warrants 77184 through 77358 totaling \$724,130.13

2. Minutes

By **MOTION**, approve City Council Minutes of April 11, 2011.

3. **Adoption of "Appropriations Limit" for the 2011-12 Fiscal Year**

By **RESOLUTION 11-50**, adopt the Fiscal Year 2011-12 "Appropriations Limit" for the City of Auburn in the amount of \$12,296,832.

4. **Proposition 1B Transit Security Grant Program – On-Board Cameras**

By **RESOLUTION 11-51**, authorize the City Manager and/or Director of Public Works to submit and execute on behalf of the City of Auburn a grant application for the California Transit Security Grant Program.

***** End of Consent Calendar *****

By **MOTION**, approve the consent calendar.

MOTION: Hanley/ Powers/ Approved 4:0 (Holmes absent)

5. **Public Comment**

Dave Breninger, General Manager for the Placer County Water Agency (PCWA) briefed the Council on the failure of a PG&E canal and water supply emergency (handout available in the City Clerks office). He asked the community to decrease their water consumption by 25% or more until the canal break is fixed. He said it is crucial to send a message to the community urging cooperation in the effort to conserve water.

Brian Jensen, with PG&E, briefed the Council on the canal break emergency. He discussed the short term and long term solutions being worked on by PG&E.

Alvin Thoma, Director of Power Generation with PG&E, described the permanent fix to the canal break. He also addressed the timeline of the repairs.

REPORTS

6. **Auburn Municipal Code Section 100.87; Fuel Modification Standards, One Year Report**

Fire Chief Mark D'Ambrogi presented this item. He said this is an update on the defensible space ordinance that was passed last year and how it is positively affecting the community.

Council Member Hanley said he sees support in the community for this ordinance. He said this acts as an excellent tool to keep the community fire-safe.

Council Member Nesbitt said he appreciates the report and he is glad that property rights and abuse of the ordinance have not been an issue.

7. **City Council Committee Reports**

Council Member Powers reported that the Airport Business Park Association met last week and said they would like both the City Manager and Mayor to do a presentation at an upcoming meeting.

Council Member Nesbitt reported on the Capital Corridor Joint Powers Authority securing funding for high speed interstate rail.

Council Member Nesbitt reported on the Amgen Tour of California Stage 3 start to take place May 17th. He highlighted all the events taking place before the stage start.

Mayor Kirby recognized Captain Ruffcorn and his committee that has worked on the Amgen Tour of California Stage Start in Auburn.

COUNCIL BUSINESS

8. **Ad Hoc City Charter Committee**

City Manager Robert Richardson introduced this item.

Council Member Hanley said he favors the structure that was set up at the April 11th meeting to have three public meetings spread over three months to ensure public input. He asked how this committee would be staffed, due to the technical nature of the issue.

Council Member Powers clarified that the three public meetings were intended to allow for comparisons between options, discussion of pros and cons, and other public input.

Robert Richardson said there will be alternating meetings with reports from each department regarding operating costs and discussions of the charter. He said the two issues are not necessarily connected; they are being brought before council at the same time because they were determined to be priority issues during the city council goal setting meeting.

Council Member Hanley said there are three main issues before the council: budget, a performance-based system, and the charter city discussion.

Mayor Kirby said in order to make a decision on becoming a charter city he needs to know the impact it will have on every department in the City and how they will function under the charter.

Council Member Hanley said each department can be addressed during their reports on their opinion on how a city charter would affect their current level of service and operation.

Dennis Dean, a resident of Sacramento County, asked about upcoming dates for discussion of the charter. He also asked if a committee would be responsible for drafting the charter.

Council Member Nesbitt said he doesn't see a strong benefit to an ad hoc committee. He said the only way a committee could be of value is if they poll the public about questions and concerns to be brought up at the three public meetings.

Council Member Hanley moved to table the item for the present time.

Council Member Powers said this is one of the many avenues the council is exploring to remain fully transparent while creating a city that runs and operates in the most efficient manner.

Mayor Kirby said the ad hoc committee idea had already been defeated in a prior meeting and there is no need to table this motion.

Council Member Hanley said he wants to move forward with the three scheduled meetings and public input; a committee could be created at a later time if necessary.

By **MOTION**, table this item indefinitely.

MOTION: Hanley/ Nesbitt/ Approved 3:1 (Kirby voted no; Holmes absent)

Council recessed for 5 minutes

9. **Funding Agreement with PCTPA for the Auburn Transit Bus Replacement Project**

Transit Manager Megan Siren presented this item.

By **RESOLUTION 11-52**, authorize the City Manager to execute the funding agreement with Placer County Transportation Planning Agency for the Auburn Transit Bus Replacement Project.

MOTION: Nesbitt/ Powers/ Approved 4:0 (Holmes absent)

10. **Funding Agreement with PCTPA for the Mikkelsen Bus Shelter Project**

Transit Manager Megan Siren presented this item.

By **RESOLUTION 11-53**, authorize the City Manager to execute the funding agreement with Placer County Transportation Planning Agency for the Mikkelsen Bus Shelter Project.

MOTION: Nesbitt/ Powers/ Approved 4:0 (Holmes absent)

ADJOURNMENT

Mayor Kirby adjourned this meeting, without objection, at 7:26 p.m.

William W. Kirby, M.D., Mayor

Joseph G. R. Labrie, City Clerk

CITY COUNCIL MINUTES
May 23, 2011
REGULAR SESSION

The Regular Session of the Auburn City Council was held in the Council Chambers, City Hall, 1225 Lincoln Way, Auburn, California on Monday, May 23, 2011 at 6:00 p.m. with Mayor Kirby presiding and City Clerk Joseph G.R. Labrie recording the minutes.

CALL TO ORDER

ROLL CALL:

Council Members Present: Kevin Hanley, J. M. "Mike" Holmes, Keith Nesbitt, Bill Kirby

Council Members Absent: Bridget Powers

Staff Members Present: City Manager Robert Richardson, City Attorney Michael Colantuono, Fire Chief Mark D'Ambrogi, Public Works Director Bernie Schroeder, Transit Analyst Megan Siren, Administrative Services Director Andy Heath, Police Chief Valerie Harris and Police Captain John Ruffcorn.

By **MOTION** adjourn to a Closed Session under Government Code Section 54957.6

(1) **CONFERENCE WITH LABOR NEGOTIATORS**
G.C. 54957.6

Agency Designated Representatives: Robert Richardson, Patrick Clark

Employee Group: All Bargaining Units

MOTION: Holmes/ Nesbitt/ Unanimously Approved by Voice

REPORT OUT OF CLOSED SESSION

No reportable action.

PLEDGE OF ALLEGIANCE

MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/ANNOUNCEMENTS

Mayor Kirby presented an Amgen Tour of California Stage 3 Start Commendation. He recognized everyone involved in the event. Members of Bike Auburn introduced themselves and commented on the event.

AGENDA APPROVAL

City Manager Robert Richardson requested item 10 be removed from the agenda. He said it will be placed on the agenda at next regularly scheduled meeting.

CONSENT CALENDAR

Council Member Nesbitt requested item 6 be removed from the consent calendar.

1. **Minutes**

By **MOTION**, approve City Council Minutes of April 25, 2011.

2. **Water Shortage Emergency**

By **RESOLUTION 11-54**, encourage Auburn residents to conserve water during the water shortage emergency.

3. **Appointment of Arts Commissioner**

By **RESOLUTION 11-55**, appoint Judi Lardner to the Arts Commission, with a term ending 10/31/13, to fill the unscheduled vacancy of "Commissioner at-large."

4. **Auburn Firefighters' Association Memorandum of Understanding**

By **RESOLUTION 11-56**, adopt the Addendum to the Memorandum of Understanding between the Auburn Firefighters' Association and the City of Auburn for the period of July 1, 2011 through June 30, 2013, and authorize the City Manager to sign on behalf of the City.

5. **2011 Placer County Air Pollution Control District Clean Air Grant Contract – Auburn Transit Guide Update Project**

By **RESOLUTION 11-57**, authorize the Director of Public Works to sign and execute the Clean Air Grant Contract No. CN025352 with the Placer County Air Pollution Control District for the Auburn Transit Guide Update Project.

6. **Surplus Equipment**

Moved to item 8a.

7. **Elder's Station Security Camera Project – Notice of Completion**

By **RESOLUTION 11-58**, authorize the recording of a Notice of Completion for the Elder's Station Security Camera Project.

8. **Assignment of Auburn Airport Land Lease from Brian Metcalf to Mark Batchelor and Lou Ann Hammond**

By **RESOLUTION 11-59**, authorize the City Manager or his designee to approve the assignment and assumption of the land lease between the City of Auburn and Brian Metcalf to Mark Batchelor and Lou Ann Hammond and authorize the execution of all related documents.

***** End of Consent Calendar *****

By MOTION, approve the consent calendar excluding item 6.
MOTION: Holmes/ Hanley/ Approved 4:0 (Powers absent)

8a. **Surplus Equipment**

Council Member Nesbitt asked how the value of these items is determined.

Public Works Director Bernie Schroeder addressed value determination.

By **RESOLUTION 11-60**, declare as surplus to the City's needs the equipment listed on Exhibit A and direct staff to contract with an auctioneer to assist the City in disposal of equipment or properly dispose of items.

MOTION: Nesbitt/ Hanley/ Approved 4:0 (Powers absent)

9. **Public Comment**

Shawn Bartlett, Labor Representative for the California Nurses Association spoke in objection to the pending closure of the Sutter Auburn Faith Family Birthing Center.

Council Member Holmes reminded the community that Memorial Day is coming up May 30th. He said there will be a ceremony at the New Auburn Cemetery where 2 names will be added to the war memorial.

Council Member Holmes addressed possible changes to the supervisor districts within Placer County.

Council Member Holmes said Dan Sokol will be moving to Roseville and would like him to be recognized for all his counsel and participation over the years.

Council Member Holmes said he is disappointed in the Community Development Department for not providing any information on the scheduled item on tonight's agenda to review city operations within that department. He said when this information becomes available he would like to see it available on the website.

REPORTS

10. Review of City Operations, Community Development Department

Removed from agenda.

11. City Council Committee Reports

Council Member Holmes reported on the Cap-to-Cap trip he recently attended. He said he had meetings with constituents regarding the Auburn State Recreation Area.

Council Member Holmes reported that the Sierra Economic Development Commission has approved a new public representative position to their board. He said he will be bringing a nomination to the next city council meeting for approval.

Council Member Hanley reported that Sacramento Area Council of Governments (SACOG) will be getting involved in the issue of water supply and the delta. He said it's important to get Placer County Water Agency (PCWA) and other water supply agencies involved to protect Placer County's interest.

Council Member Hanley reported on the next workday for Project Canyon Safe which will occur on July 9th. He said Recology will provide a BBQ for all the volunteers.

COUNCIL BUSINESS

12. Art for Central Square

Council Member Holmes presented this item. He said the United Auburn Indian Community (UAIC) has asked artist Doug Van Howd to create an art piece to represent the Nisenan Native American Community for the pedestal in Central Square.

Council Member Hanley asked when the art piece could be completed and installed.

Council Member Holmes said it could be completed by fall 2011 or early 2012.

Council Member comments followed in support of the art piece, recognition of the UAIC for funding the project, and artist Doug Van Howd.

By **MOTION**, approve the commission by the United Auburn Indian Community (UAIC) of a life-size statue to be placed on a pedestal at Central Square.

MOTION: Holmes/ Nesbitt/ Approved 4:0 (Powers absent)

13. **Fiscal Year 2011-12 Sewer Service Charges**

Public Works Director Bernie Schroeder presented this item. She reviewed the background on the current rate structure, future capital projects and financing (presentation available in the City Clerks office).

Finance Director Andy Heath reviewed the particulars of the rate alternatives for fiscal year 2011-12 and rate alternative evaluation criteria (presentation available in the City Clerks office).

Bernie Schroeder then concluded the presentation by recommending implementation of the scheduled sewer service changes as adopted in June of 2007.

Council Member Nesbitt asked about the fund balance, the recent upgrade project, and annual bond debt service. He asked about the implications of not implementing an increase in sewer service charges this fiscal year. He asked about possible scenarios with an expanded wastewater facility.

Council Member Hanley asked about the debt service reserve, the "old" treatment plant condition, and calculations based on a rate increase and use of reserves.

Council Member Holmes asked about the City's responsibility for the "old" treatment plant, the effects of not raising the rates during the last fiscal year, funding the oxidation ditch project, and the possibility of a future rate structure study.

Mayor Kirby asked if costs associated to the lift stations are completely covered by the lift stations users. He also asked about liability issues at

the "old" treatment plant, regional sewer plant possibilities, and rate implementations.

Council Member comments followed regarding time constraints, regional wastewater treatment plant project, and compliance requirements.

Council Member Hanley expressed his concern about rate increases when there is such a large reserve set aside for a regional project that he believes may not happen.

Mayor Kirby said he agrees with raising the rate, as scheduled. He said a significant reserve is needed.

Council Member Nesbitt said the regional project is not in the best interest of the citizens at this time, and he supports raising the rate as scheduled.

Council Member Hanley said he would like to see the operations of the current wastewater treatment plant go out to bid to possibly identify a cost savings.

Council Member Holmes said he would like to see the reserve maintained at the 2 million dollar level.

By **MOTION**, increase the monthly sewer service charge to \$58.25 per month.

MOTION: Holmes/ Nesbitt/ Approved 3:1 (Hanley NO/ Powers Absent)

ADJOURNMENT

Mayor Kirby adjourned the meeting, without objection, at 8:09 p.m.

William W. Kirby, M.D., Mayor

Joseph G. R. Labrie, City Clerk

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